

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

FREDERICK DONOVAN and JOHNNY BANKS,
-vs-

Index No. 08 CIV 5664
(J. Hellerstein)

NEW YORK CITY, DETECTIVE BOKINA, ET. AL.,

STATE OF NEW YORK)
COUNTY OF NEW YORK) ss.

Undersigned deponent, being duly sworn deposes and says that said deponent is not a party to this action, is over the age of eighteen years and resides in the State of New York. Deponent served the within process as follows:

PROCESS SERVED: SUMMONS, JURY TRIAL DEMAND and COMPLAINT
PARTY SERVED: DETECTIVE AUTERA

LOCATION OF SERVICE: c/o NYPD 114th Pct.
34-16 Astoria Boulevard
Astoria, NY 11103

PARTY ACCEPTING SERVICE: Sergeant Cosgrove, desk officer
DATE OF SERVICE: 6/27/08 TIME OF SERVICE: 10:39 a.m.

An approximate description of the person served with process listed herein:

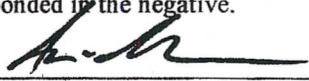
SEX: M SKIN COLOR: White HAIR: Grey AGE: 47 HEIGHT: 5'10"
WEIGHT: 186 OTHER FEATURES: Short hair.

Deponent further states that the within process was served in the following manner:

By delivering to and leaving with a person of suitable age and discretion a true copy of the within named process. Service was made at the address given above which is the usual place of business of the named party.

Service was completed when deponent deposited a copy of the process in an official depository of the US Postal Service, first class postage paid, in a properly addressed envelope bearing the legend 'PERSONAL & CONFIDENTIAL'. Said envelope was sent to the address listed herein and was mailed within twenty-four hours of service.

At the time of service, deponent asked the party accepting process if the defendant was in the military service of this state or nation or any other nation, and he responded in the negative.


ERIC AVERBACH
NYC Lic. #918927


SWORN TO BEFORE ME ON 6/28/08

